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1/29/03

## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE

Application No.	Filed:	Inventor(s):	Atty. Dkt.:
09/598,060	06/20/2000	Bernhard Kraus, et al.	1826-015 [056427-5012]
Title: INFRARED THERMOMETER FOR PERFORMING TEMPERATURE MEASUREMENTS AT DIFFERENT SITES			
Examiner: Guadalupe, Yaritza			Art Unit: 2859

Commissioner of Patents and Trademarks  
Washington, D.C. 20231-0001

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

In response to the Office Action, dated July 19, 2002, entry and consideration of the following amendment and remarks is respectfully requested.

In the Claims

Please amend claim 5 as follows:

5. (Twice Amended) The infrared thermometer as claimed in [claim 1] claim 4, wherein the infrared thermometer includes a second switch (4) actuatable when a protective cover (6) is installed over the probe tip (2), and that the calculation of a temperature indication value from the temperature measurement values is influenced by actuation of said second switch (4).

REMARKS

This application includes presently pending claims 1-9 and 13-20. In the pending Office Action, claim 5 has been objected to on formal grounds. In addition, claims 1, 2, 4-9, 14-17 and 20 have been rejected as allegedly anticipated under 35 U.S.C. §102(b) in view of

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1-NY/1548644.1

1826-015